



6P/3736

Due Date: June 27, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Kelly Fox et al. Examiner: To Be Assigned
Serial No.: 10/034,139 Group Art Unit: 3736
Filed: December 27, 2001 Docket: G&C 130.40-US-01
Title: SYSTEM FOR MONITORING PHYSIOLOGICAL CHARACTERISTICS

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on May 30, 2002.

By: 
Name: Bradley K. Lortz

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

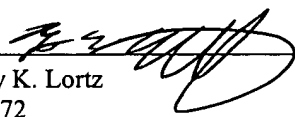
We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing under 37 CFR 1.8.
- ☒ Information Disclosure Statement and Form PTO-1449.
- ☒ Cited Reference(s).
- ☒ Return postcard.

Please consider this a **PETITION FOR EXTENSION OF TIME** for a sufficient number of months to enter these papers, if appropriate.

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462
GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: 
Name: Bradley K. Lortz
Reg. No.: 45,472
BKL/kmf

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(PTO TRANSMITTAL - GENERAL)



L. Parks
8-14-02
#4/IDS

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INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art". Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as

being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please direct any response or inquiry to the below-signed attorney at (310) 641-8797.



Date: May 30, 2002

BKL/kmf

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant(s)

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

By: 
Bradley K. Lortz
Reg. No.: 45,472

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Form 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION	Docket Number: G&C 130.40-US-01	Application Number: 10/034,139
	Applicant: James Kelly Fox et al.	
	Filing Date: December 27, 2001	Group Art Unit: 3736

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,701,345	10/31/72	Heilman et al.			
	4,385,272	05/24/83	Whitehead			
	4,498,479	02/12/85	Martio et al.			
	4,510,346	04/09/85	Bursh, Jr., et al.			
	4,562,751	01/07/86	Nason et al.			
	4,573,994	03/04/86	Fischell et al.			
	4,619,646	10/28/86	Fernandez-Tresguerres Hernandez et al.			
	4,676,568	06/30/87	Nault et al.			
	4,678,408	07/07/87	Nason et al.			
	4,685,903	08/11/87	Cable et al.			
	4,747,824	05/31/88	Spinello			
	4,760,730	08/02/88	Frank et al.			
	4,857,857	08/15/89	Valenti et al.			
	5,080,653	01/14/92	Voss et al.			
	5,097,122	03/17/92	Colman et al.			
	5,124,661	06/23/92	Zelin et al.			
	5,219,099	06/15/93	Spence et al.			
	5,233,986	08/10/93	Robson			
	5,376,070	12/27/94	Purvis et al.			
	5,390,671	02/21/95	Lord et al.			
	5,391,250	02/21/95	Cheney, II et al.			
	5,414,213	05/09/95	Hillburn			
	5,482,473	01/09/96	Lord et al.			
	5,523,534	06/04/96	Meister et al.			
	5,557,210	09/17/96	Cappa et al.			
	5,569,186	10/29/96	Lord et al.			
	5,586,553	12/24/96	Halili et al.			
	5,665,065	09/09/97	Colman et al.			

EXAMINER:	DATE CONSIDERED:
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

G&C 130.40-US-01

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	Applicant: James Kelly Fox et al.	
	Filing Date: December 27, 2001	Group Art Unit: 3736

	5,683,270	11/04/97	Warislohner			
	5,781,024	07/14/98	Blomberg et al.			
	5,792,068	08/11/98	Bowman et al.			
	5,824,959	10/20/98	Mista et al.			
	5,834,699	11/10/98	Buck et al.			
	5,954,643	09/21/99	VanAntwerp et al.			
	6,030,346	02/29/00	Buck et al.			
	6,113,537	09/05/00	Castano			
	6,117,083	09/12/00	Buck et al.			

FOREIGN PATENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 96/25088	08/22/96	PCT				
	WO 96/35370	11/14/96	PCT				
	WO 98/56078	12/10/98	PCT				
	WO 98/56293	12/17/98	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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